

AUG 17 2006

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United States Patent and Trademark Office
Reg. No. 38,074

August 17, 2006

via facsimile only

Chen Wen Jiang, Examiner
Commissioner of Patents and Trademarks
Art Unit 3744
P.O. Box 1450
Alexandria, VA 22313-1450

Re: 10/775,418 filed February 10, 2004 which is a Continuation-In-Part Application of the Co-Pending patent application U.S. Serial Number 10/754,429 filed 9 January 2004 (Now U.S. Patent No. 6,915,641) and claiming priority from Provisional Patent Application Number 60/439,972 which was filed on 14 January 2003.

Dear Mr. Jiang:

Please note for filing, the following Response to the Final Office Action for the above referenced patent application. As noted, and pursuant to our telephone conversation, this application is now in allowable form. Please advise if there is any problem, and how I may correct it. Otherwise, I look forward to your response and Notice of Allowance. If you have any questions please do not hesitate to call.

Sincerely,



Eric R. Benson

ERB/erb

enclosure(s)

I hereby certify that this correspondence is being transmitted to the United States Patent and Trademark Office by Facsimile Transfer and directed to Examiner - Chen Wen Jiang of Art Unit 3744 at (571) 273-8300.

August 17, 2006
Date


Eric R. Benson, Esq.

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

Applicant : Mark R. Harvie **Group Art Unit:** 3744

Serial No.: 10/775,418 filed February 10, 2004 which is a Continuation-In-Part Application of the Co-Pending patent application U.S. Serial Number 10/754,429 filed 9 January 2004 (Now U.S. Patent No. 6,915,641) and claiming priority from Provisional Patent Application Number 60/439,972 which was filed on 14 January 2003.

Filed: 2/10/04

Examiner: Chen Wen Jiang

Title: PERSONAL BACK REST AND SEAT COOLING AND HEATING SYSTEM

Commissioner of Patents and Trademarks
Art Unit 3744
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Examiner Jiang:

AMENDMENT

In response to the undated First Office Action mailed on August 30, 2005, the Applicant elected Examiner identified Species A: thermoelectric cooler of Fig. 7 and asserted that Claims 1,2,3,4,5,9,10,11,12,13, and 18 are readable on said Species A. The Applicant filed a reply on September 27, 2005, and therein the Applicant contended that all originally filed 18 claims in this patent application are allowable and are herein re-presented. The Applicant asserted that the generic claims in this application are allowable and therefore reserved the right to claim any such additional species written in dependent form thereon or which otherwise include all the limitations of any such generic claims that may be found allowable by the Examiner.

In response to the undated First Office Action mailed on December 12, 2005 respecting the instant application, and the informal telephone interview with the Examiner on December __, 2005,